

DOCKET

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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

CLERK
U.S. DISTRICT COURT

ATARI, INC.,
a Corporation,

Plaintiff,

v.

THE MAGNAVOX COMPANY,
a Corporation, and
SANDERS ASSOCIATES, INC.,
a Corporation,

Defendants.

Civil Action
75 C 3933



PLAINTIFF'S INTERROGATORIES
TO DEFENDANTS (FIRST SET)

COMES NOW plaintiff, Atari, Inc., and serves here-
with written interrogatories to be answered by defendants,
The Magnavox Company and Sanders Associates, Inc., under oath
within the provisions of Rule 33 of the Federal Rules of
Civil Procedure.

As used in these interrogatories, the term
"DEFENDANTS' PATENTS" shall mean United States Letters Patent
Nos. 3,659,284; 3,659,285; 3,728,480; 3,778,058; Re. 28,507;
and Re. 28,598.

As used in these interrogatories, the term
"PLAINTIFF'S PRODUCTS" shall mean that apparatus previously
identified under the following designations all of which
have been manufactured, used and/or sold by plaintiff,
Atari, Inc. either directly or through its subsidiary

Kee Games Inc. (the designation of exhibits in the list below is not deemed to be exhaustive but merely as a guide):

PONG	See Atari Ex. 2-28; 51; 52-24; 70
SPACE RACE	See Atari Ex. 2-89; 2-9; 47-6; 47-7
WORLD CUP	See Atari Ex. 4; 5; 2-133; 2-134
GRAN TRAK 10	See Atari Ex. 7; 3-2; 3-3
TRAK 10	(Same schematic as GRAN TRAK 10)
SUPER PONG	See Atari Ex. 2-60
ELIMINATION	See Kee Ex. 10; 1-2; 1-2A
TWIN RACER	See Kee Ex. 8; 1-17; 1-20; 1-21
PONG DOUBLES	See Atari Ex. 6; 2-44
GOTCHA	See Atari Ex. 2-102; 2-103
COLOR GOTCHA	See Atari Ex. 2-116; 2-117
QUADRAPONG	See Atari Ex. 9; 2-73; 2-74
REBOUND	See Atari Ex. 8; 2-152; 2-153; 2-157; 2-158
SPIKE	See Kee Ex. 11; 1-4; 1-5; 1-6
FORMULA K	See Kee Ex. 9; 1-10; 1-11; 1-12; 1-13
COCKTAIL PONG	See Atari Ex. 53-15; <u>Dwg. 001211</u>
GRAN TRAK 20	See Atari Ex. 72
TRAK 20	(Same schematic as GRAN TRAK 20)
DR. PONG	See Atari Ex. 53-18; <u>Dwg. SD001473</u>

PIN PONG	See Atari Ex. 87
QWAK	See Atari Ex. 86
HIWAY	See Atari Ex. 84
GOAL IV	See Atari Ex. 85
SHARK JAWS	See Atari Ex. 83
STEEPLECHASE	See schematic drawing produced but not marked at deposition of Atari, Inc., January 16, 1976
CRASH 'N SCORE	See schematic drawing produced but not marked at deposition of Atari, Inc., January 16, 1976
INDY 800	See Atari Ex. 73
TANK	See Atari Ex. 74
ANTI AIRCRAFT	See Atari Ex. 77
JET FIGHTER	See Atari Ex. 78
CROSS FIRE	See Atari Ex. 79
PURSUIT	See Atari Ex. 81
COCKTAIL TABLE TANK	See Atari Ex. 75
TANK II	See Atari Ex. 76
COMPUTER SPACE	See Nutting Exhibits 3 through 11; Atari Ex. 70
CONSUMER PONG	See Atari Ex. 62-11; Lee Ex. 2; 3

Interrogatory No. 1: As to each claim of DEFENDANTS' PATENTS, state which, if any, of PLAINTIFF'S PRODUCTS is considered by defendants (or either of them) to infringe said claim and in each instance identify the element or elements of PLAINTIFF'S PRODUCT deemed by defendants (or either of them) to correspond to each element of the allegedly infringed claim.

Interrogatory No. 2: As to each claim of DEFENDANTS' PATENTS, state which, if any, of PLAINTIFF'S PRODUCTS is considered by defendants (or either of them) not to infringe said claim and in each instance identify the element or elements of the claim deemed by defendants (or either of them) to be lacking in the specific product to thereby avoid infringement.

Interrogatory No. 3: As to each claim of DEFENDANTS' PATENTS, state which, if any, of the commercial products, models or prototypes of defendants (or either of them) is considered by defendants (or either of them) to be covered by said claim and in each instance identify the

element or elements of the product, model or prototype deemed by defendants (or either of them) to correspond to each element of the claim.



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CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a copy of the foregoing PLAINTIFF'S INTERROGATORIES TO DEFENDANTS (FIRST SET) was served upon the defendant by hand delivery to defendant's counsel, James T. Williams, Esq. on this 9th day of February, 1976.


Thomas E. Smith